



PREPROPOSAL STATEMENT OF INQUIRY

(RCW 34.05.310)

CR-101 (7/22/01)

Do **NOT** use for expedited rule making

Agency: Department of Ecology A.O. #02-05

Subject of possible rule making: Chapter 173-434 WAC, "Solid Waste Incinerator Facilities"

(a) Statutes authorizing the agency to adopt rules on this subject: RCW 70.94.331

(b) Reasons why rules on this subject may be needed and what they might accomplish:

The purpose of this proposed rule change is to incorporate new federal language; add new terms to the definition section; change existing definitions; and provide alternate means of compliance demonstration with section WAC 173-434-130(3) and section WAC 173-434-160(1) & (2).

(c) Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies:

None.

(d) Process for developing new rule (check all that apply):

☐ Negotiated rule making

☐ Pilot rule making

☐ Agency study

☒ Other (describe) The agency will contact potentially affected parties such as: the Puget Sound Clean Air Agency, the City of Tacoma, the City of Spokane, the Puyallup Indian Tribe, the Washington Toxics Organization and the rate payers of Tacoma via either direct correspondence or a public notice placed in the local newspaper. A public meeting will be held in which the department will state its plans and answer in questions regarding the rule change.

(e) How interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication:

(List names, addresses, telephone, fax numbers of persons to contact; describe meetings, other exchanges of information, etc.)

Interested parties should contact:

[Peter Lyon](#)

Air Quality Program
Department of Ecology
PO Box 47600
Olympia, WA 98504-7600
(360) 407-7530

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MARY BURG

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Program Manager

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3/4/02